

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Kim Mosolf	Team: Team # 5	CCRB Case #: 200206567	<input checked="" type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Saturday, 09/28/2002 6:11 PM	Location of Incident: 132 Lenox Ave	Precinct: 28	18 Mo. SOL 3/28/2004	EO SOL 3/28/2004	
Date/Time CV Reported Sat, 09/28/2002 6:20 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Fri, 10/04/2002 10:12 AM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Aaron Thorn	17386	907442	032 PCT
2. POM Johnnie Bonner	20419	881641	032 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Aaron Thorn	Force: PO Aaron Thorn used physical force against § 87(2)(b).	
B.POM Aaron Thorn	Force: PO Aaron Thorn used physical force against § 87(2)(b).	
C.POM Aaron Thorn	Force: PO Aaron Thorn used physical force against § 87(2)(b).	
D.POM Aaron Thorn	Discourtesy: PO Aaron Thorn spoke obscenely and rudely to § 87(2)(b).	
E.POM Aaron Thorn	Discourtesy: PO Aaron Thorn spoke obscenely and rudely to § 87(2)(b).	
F.POM Aaron Thorn	Force: PO Aaron Thorn struck § 87(2)(b) with a nightstick.	
G.POM Johnnie Bonner	Force: PO Johnnie Bonner used physical force against § 87(2)(b).	
H.POM Johnnie Bonner	Force: PO Johnnie Bonner used physical force against § 87(2)(b).	

### Synopsis

On September 28, 2002 at approximately 6:00 PM, § 87(2)(b) witnessed an incident between three unidentified civilians and two officers from the 32<sup>nd</sup> Precinct in the vicinity of 132 Lenox Avenue in Manhattan. One male and two females were seated in a car. The male was apparently having a dispute with his girlfriend and the officers approached to tell them to move their vehicle. A verbal dispute began, escalating into a physical struggle between the three civilians and two officers. § 87(2)(b) filed this complaint with IAB and it was referred to the CCRB on October 4, 2002.

§ 87(2)(b) was contacted by phone and by mail. He made an initial interview appointment for October 15, 2002, for which he failed to appear and did not call to cancel or to reschedule. He did not respond to further attempts at contact.

The IAB report was received on October 22, 2002. The report identified all three civilians as § 87(2)(b) his girlfriend, § 87(2)(b) and her cousin, § 87(2)(b) as well as the two officers as PO Aaron Thorn and PO Johnnie Bonner. The report included statements made by § 87(2)(b) and the three victims. Numerous efforts were made to contact these victims. § 87(2)(b) was the only victim to return contact and made an appointment for himself and the two other victims for October 31, 2002.

On October 31, 2002, § 87(2)(b), § 87(2)(b), and § 87(2)(b) all appeared at the CCRB. § 87(2)(b) had been informed that he and the women would be asked to provide a formal tape-recorded statement. When he and the other victims arrived, however, they had second thoughts and stated that their lawyers had instructed them not to give any statements. They expressed a wish to speak with their lawyers. When asked for contact information or names of their lawyers, they could not provide it. It was made clear to them that they must provide this information or come to a decision as soon as possible as to whether they wanted to pursue the case or not and they stated that they would do so.

All three victims failed to return further efforts at contact. Several attempts were made to contact the involved lawyers, but they did not return phone messages.

§ 87(2)(b) and § 87(2)(b) were also involved as a victim and witness in another CCRB case, § 87(2)(b) § 87(2)(g)

§ 87(2)(g)

Investigator:

Date:

Supervisor:

Date:

Reviewed by:

Date:

Reviewed by:

Date: